

HOUSE BILL NO. 1252

Introduced by

Representatives Mock, Hager, Jones, Kading, O'Brien, D. Ruby

Senators Bakke, Dwyer, D. Larsen

1 A BILL for an Act to create and enact a new section to chapter 39-10.1 of the North Dakota
2 Century Code, relating to stopping and yielding while operating a bicycle; and to provide a
3 penalty.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 39-10.1 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Yielding and stopping while operating a bicycle on a roadway.**

8 1. ~~An individual operating a bicycle on a roadway:~~

9 ~~a. May turn or proceed through a stop intersection indicated by a stop sign without~~
10 ~~stopping but shall slow to a speed reasonable for the existing conditions when~~
11 ~~approaching the stop sign and, if required for safety to stop, shall stop at the~~
12 ~~point nearest the intersecting roadway. After slowing to a reasonable speed or~~
13 ~~stopping, the individual shall yield the right of way to any vehicle in the~~
14 ~~intersection or approaching on another roadway so closely as to constitute an~~
15 ~~immediate hazard during the time the individual is moving across or within the~~
16 ~~intersection or junction of roadways.~~

17 ~~b. May turn or proceed through a steady red traffic-control light with caution after~~
18 ~~stopping at the point nearest the intersecting roadway. After stopping, the~~
19 ~~individual shall yield the right of way to any vehicle in the intersection or~~
20 ~~approaching on another roadway so closely as to constitute an immediate hazard~~
21 ~~during the time the individual is moving across or within the intersection or~~
22 ~~junction of roadways.~~

23 ~~2. If the individual operating a bicycle is involved in a collision with a vehicle in the~~
24 ~~intersection or junction of roadways after proceeding past a stop sign without stopping.~~

1 ~~or past a steady red traffic-control light, the collision is deemed prima facie evidence of~~
2 ~~the individual's failure to yield the right of way~~ An individual operating a bicycle who is
3 approaching a stop sign at an intersection with a roadway having three or more lanes
4 for moving traffic shall come to a complete stop before entering the intersection.

5 2. An individual operating a bicycle who is approaching a stop sign at an intersection
6 where a vehicle is stopped in the roadway at the same stop sign shall come to a
7 complete stop before entering the intersection.

8 3. An individual operating a bicycle who is approaching a stop sign at an intersection with
9 a roadway having two or fewer lanes for moving traffic shall reduce speed and, if
10 required for safety, stop before entering the intersection. After slowing to a reasonable
11 speed or stopping, the individual shall yield the right-of-way to any vehicle in the
12 intersection or approaching on another roadway so closely as to constitute an
13 immediate hazard during the time the individual is moving across or within the
14 intersection, except that an individual, after slowing to a reasonable speed and
15 yielding the right-of-way if required, cautiously may make a turn or proceed through
16 the intersection without stopping.

17 4. An individual operating a bicycle who is approaching an intersection shall yield the
18 right-of-way to any vehicle that already has entered the intersection.

19 5. When an individual operating a bicycle and a vehicle enter an intersection from
20 different roadways at approximately the same time, the operator of the vehicle or
21 bicycle on the left shall yield the right-of-way to the vehicle or bicycle on the right.